



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 9/19/08 at 7 pm

Tuesday, September 16, 2008

- (1) 8:30-9:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Wenger)
- (2) 9:30 **INTERVIEW** - Applicant for Housing Opportunities Commission (6th floor Council Conference Room) (Ferber)
- 10:15 **INVOCATION** - Venkataramany Balakrishnan, Sri Siva Vishnu Temple
- 10:20 **PRESENTATION** - Proclamation in recognition of the 221st anniversary of the United States Constitution by Council President Knapp
- 10:25 **PRESENTATION** - Proclamation in recognition of Prostate Cancer Awareness Month by Councilmember Leventhal
- 10:30 **GENERAL BUSINESS** (Lauer)
- (3) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: July 29, 2008
Approval of Closed Session Minutes: July 29, 2008
- (4) 10:35 **CONSENT CALENDAR**
- A. **Action** - Resolution to approve the FY09 schedule of revenue estimates and appropriations (Sherer)
- B. **Action** - Supplemental appropriation to the County Government's FY09 Operating Budget, Montgomery County Fire and Rescue Service - \$1,348,940 for Local Fire and Rescue Departments, FY08 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State Grant) (Davidson)
PS Committee recommendation will be available 9/11/08.

(4) 10:35 **CONSENT CALENDAR** *(continued)*

C. **Action** - Special appropriation to the County Government's FY09 Operating Budget, Department of Housing and Community Affairs - \$150,000 for fire sprinklers for group homes (Source: General Fund Reserves) (McMillan)
PS/PHED Committees recommend approval.

D. **Action** - Executive Regulation 2-08, Maximum Rates for Motor Vehicle Towing from Private Property (John)
T&E Committee recommends approval.

E. **Action** - Executive Regulation 6-08, New Home Warranty and Builder Licensing (John)

10:40 **DISTRICT COUNCIL SESSION**

(5) A. **Action** - Resolution to extend time until November 23, 2008 for Council action on the Twinbrook Sector Plan (Michaelson)

10:45 **LEGISLATIVE SESSION Day # 30**

A. Approval of Legislative Journal: July 29, 2008 (Lauer)

B. Introduction of Bills

(6) • **Expedited Bill 30-08**, Taxicabs - Licensing, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 10/7/08 at 1:30 pm.

C. Call of Bills for Final Reading

(7) • **Expedited Bill 28-08**, Spending Affordability - Operating Budget - Revisions (Faden)
MFP Committee recommends approval.

(8) • **Bill 29-08**, Human Services - Montgomery Cares - Advisory Board (Faden)
HHS Committee recommends approval.

11:15 **RECESS** 11:30 - Lunch Meeting with Montgomery County Planning Board (5CCR)

(9) 1:30 **PUBLIC HEARING** - Limited Amendment to Wheaton Sector Plan (Michaelson)
PHED Committee worksession tentatively scheduled for 10/27/08.

(10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 08-16, Workforce Housing - Findings (Zyontz)
PHED Committee worksession tentatively scheduled for 11/3/08.

(11) 1:30 **PUBLIC HEARING** - Subdivision Regulation Amendment 08-04, Workforce Housing - Findings (Zyontz)
PHED Committee worksession tentatively scheduled for 11/3/08.

2:30 **ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on September 23, 2008:

Advisory Board for the Montgomery Cares Program: Duane J. Taylor

Commission on Child Care: Pamela A. Dunn

Commission on Children and Youth: Michael J. Bobbitt, Deborah A. Fagan, Melinda McCartin, Jewell Y. Lyons

Commission on People with Disabilities: Kimberley Greenfield Alfonso, Edmund J. Kenny, Lise Hamlin, Mark J. Maxin, Cynthia M. Buddington, Patricia A. Gallalee, Harry Eisenberg, Aaron M. Kaufman, Charles H. Crawford, Paul Meyer, Jackie Simon, Janeth Mora

Energy and Air Quality Advisory Committee: Melitta H. Carter, Samuel K. Raker, Bernard Bloom, Alan S. Miller, Naomi E. Friedman, Dwight K. French, Amy E. Schaffer

Mid-County Citizens Advisory Board: Constantine (Gus) H. Tseronis, L. Blaine Charak, Sean Neary, Helen E. Ray

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Sep 23, 2008	8:30 am	Meeting with County Attorney
Sep 23, 2008	9:45 am	Regular Session
Sep 24, 2008	7:30 pm	Town Hall Meeting - Burtonsville
Oct 7, 2008	9:30 am	Regular Session
Oct 14, 2008	9:30 am	Regular Session
Oct 14, 2008	11:30 am	Meeting with Board of Education
Oct 21, 2008	9:30 am	Regular Session
Oct 28, 2008	8:30 am	Meeting with County Executive
Oct 28, 2008	9:45 am	Regular Session
Nov 4, 2008	9:30 am	Regular Session
Nov 11, 2008		HOLIDAY
Nov 18, 2008	9:30 am	Regular Session
Nov 25, 2008	9:30 am	Regular Session
Nov 25, 2008	11:30 am	Meeting with Board of Education
Nov 27, 2008		HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Oct 7, 2008

1:30 pm WSSC Spending Control Limits

Oct 14, 2008

1:30 pm Resolution to amend the County Energy Policy to increase the share of renewable energy

1:30 pm Amendment to the Master Plan for Historic Preservation: Individual Historic Resources



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

**MONTGOMERY COUNCIL SEEKS APPLICANTS FOR
TWO POSITIONS ON COUNTY BOARD OF APPEALS**

Deadline to File for Consideration Extended to Monday, September 29, 2008 - 5:00 P.M.

The Montgomery County Council is seeking applicants for two positions on the County Board of Appeals. The term of Wendell Holloway will expire in September 2008. Mr. Holloway has indicated that he will apply for reappointment. Caryn Hines has resigned. Her term expires in September 2009.

The deadline for submitting applications has been extended and now will be accepted until 5 p.m. on Monday, Sept. 29.

By law, no more than three members of the Board shall be from the same political party. These positions can be filled by a Democrat, a Republican, a voter who declines to affiliate with a party or someone who is a member of another party officially recognized by the Board of Elections.

Mr. Holloway is a Democrat, as is the resigned Ms. Hines. Current members of the Board include Chairman Allison Ishihara Fultz (Democrat); David K. Perdue (declined to affiliate) and Catherine Titus (Republican). Members of County boards, committees and commissions may not serve on more than one such group at a time.

Members of the Board receive \$14,675 annually, with the chairman receiving \$21,013. Salaries are adjusted annually each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals are include making decisions on most applications for special exceptions as provided in the Zoning Ordinance; hearing and deciding requests for variances from development standards contained in the Zoning Ordinance; and hearing appeals from certain administrative decisions rendered by county government agencies.

The Board normally holds weekly hearings all day Wednesday and worksessions every other week. If necessary to accommodate an extended caseload or continued hearings, the Board schedules hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

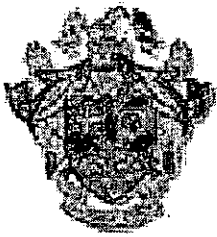
The principal jurisdiction of the Board of Appeals (concerning special exceptions and variances under the Zoning Ordinance) does not include the municipalities of Barnesville, Brookeville, Gaithersburg, Laytonsville, Poolesville, Rockville and Washington Grove. The normal Council practice is not to appoint residents of those municipalities to the Board.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to Council President Michael J. Knapp, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Applications must be received no later than 5 p.m., Monday, Sept. 29. It is the Council's policy not to consider applications received after the deadline. After the Sept. 29 deadline, Councilmembers will review the letters of application and select applicants for interviews.

Letters of application are made public as part of the appointment process. The names of all applicants are published and made available for public review. Interviews are open to the public. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the appointed candidates will be required to make the financial statement available to the public.

For information contact: Justina Ferber, 240-777-7938

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Montgomery County Council
Legislative Information Services

Packet Index

Tuesday, September 16, 2008

Item Number	Note	Staff
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Agenda Item #1.	State Legislative Program has been cancelled.	Wenger
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